

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

| | | |
|----------------------------------|---|-------------------------------|
| JULIO E. RIVERA ILARRAZA, | : | Civil No. 1:15-cv-2406 |
| | : | |
| Plaintiff, | : | |
| | : | |
| v. | : | |
| | : | |
| JAMES CHUTA, et al., | : | |
| | : | |
| Defendant. | : | Judge Sylvia H. Rambo |

ORDER

AND NOW, this 3rd day of January, 2018, **IT IS HEREBY ORDERED**
as follows:

- 1) The report and recommendation of the magistrate judge is **ADOPTED**.
- 2) The motion to dismiss for failure to prosecute (Doc. 41) is **GRANTED** and the complaint is **DISMISSED**.
- 3) The Clerk of Court shall close this case.
- 4) Any appeal from this order is deemed frivolous and not taken in good faith.

s/Sylvia H. Rambo
SYLVIA H. RAMBO
United States District Judge